

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/538,463 **Confirmation No.** 3795

Applicant : ZHANG,Ying et al.

Filed : June 10, 2005

For: **A COMPOSITION CONTAINING TOTAL TRITERPENOID SAPOGENINS
EXTRACTED FROM BAMBOO, AND THE PREPARATION METHOD AND USE
THEREOF**

Group Art Unit : 1623

Examiner : Michael C. Henry

Agent Docket No. : 200507001-1

Customer No. : 40079

Request Correction of 371(c) Date

Mail Stop: Amendments
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

July 18, 2007

Sir:

This Request is to correct an error of the 371(c) Date (35 U.S.C. 371 National stage Commencement date) of the above referenced PCT Application entering US national stage, filed under 35 U.S.C. 371.

On June 10, 2005, Applicants filed their National Stage Entry of PCT/CN03/00309 in USPTO with following items (among other items):

- 1) Copy of the International Application.
- 2) U.S. Basic National Fees.

A copy of "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office" of the filing record is attached herein as a prove of the filing date of the above referenced PCT application. Accordingly, the missing items were submitted on November 23, 2006.

According to MPEP1893.01(a)(1) Submissions Required by 30 Months from the Priority Date [R-5]:

"To begin entry into the national stage, applicant is required to comply with 37 CFR 1.495(b) within 30 months from the priority date. Thus, applicant must pay the basic national fee on or before 30 months from the priority date and be sure that a copy of the international application has been received by the U.S. Designated or Elected Office prior to expiration of 30 months from the priority date...."

The Applicants have complied the requirement of entering US National Stage Entry on June 10, 2005. The priority date of this Application is December 10, 2002. Therefore, the Applicants believe that the 371 (c) date of their Application entering US National Stage should be June 10, 2005, instead of the date November 23, 2005 erroneously recorded.

The Applicants respectfully request the Examiner to correct this error.

Respectfully Submitted,

By:


Yuan Qing Jiang, Agent for Applicant
Registration Number: 53074

Date: 7/18/07

AP Intellectual Property
P.O. Box 61214
Palo Alto, CA 94306
Telephone: (650) 493-7277



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,463	Ying Zhang	200507001-1
INTERNATIONAL APPLICATION NO.		
PCT/CN03/00309		
I.A. FILING DATE		PRIORITY DATE
04/28/2003		12/10/2002

40079
 YUAN QING JIANG
 P.O. BOX 61214
 PALO ALTO, CA 94306

CONFIRMATION NO. 3795
371 FORMALITIES LETTER



OC000000017139786

Date Mailed: 09/30/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/10/2005
- Copy of the International Search Report filed on 06/10/2005
- Copy of IPE Report filed on 06/10/2005
- Information Disclosure Statements filed on 06/10/2005
- Small Entity Statement filed on 06/10/2005
- U.S. Basic National Fees filed on 06/10/2005
- Priority Documents filed on 06/10/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
 - The text in the drawings has not been properly translated.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath

or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$195** for a Small Entity:

- **\$65** Surcharge.
- **\$130** for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,463	PCT/CN03/00309	200507001-1

FORM PCT/DO/EO/905 (371 Formalities Notice)